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Attorneys for SPECIALLY APPEARING
 DEFENDANT Wi-LAN Inc.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

MARVELL SEMICONDUCTOR INC.,
 ET AL.,

Plaintiffs,

v.

WI-LAN INC.,

Defendant.

Case No. C 08-CV-05544 (JW)

**STIPULATION FINDING AS MOOT
 TO EXTEND TIME TO
 RESPOND TO COMPLAINT**

Subject to its special appearance, specially appearing defendant Wi-LAN Inc., by and through its counsel, requests that defendant's time to answer or otherwise plead to the complaint be extended until a date ten (10) days after this Court's ruling on Wi-LAN Inc.'s Motion to Dismiss for Lack of Personal Jurisdiction, Subject Matter Jurisdiction and Improper Venue, and Motion to Transfer to First Filed Forum, filed January 15, 2009, in a related declaratory judgment action styled *Intel Corp. v Wi-LAN Inc.* et al, 5:08-cv-4555 (N.D. Cal.). Defendant's time to respond to the complaint in this action was previously extended from January 26, 2009, to February 25, 2009, by Order dated February 9, 2009 (DI 10). Plaintiffs Marvell Semiconductor, Inc. and Marvell Asia Pte., Ltd. do not oppose defendant's request.

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 NEW YORK, N.Y.

1 This stipulated request is made on the grounds that the parties wish to avoid duplicative
2 motion practice. The Court's anticipated ruling in the related *Intel* case will give the parties
3 substantial guidance as to how to proceed in the instant action. Accordingly, it is in the interest
4 of private and judicial economy to extend the time for Wi-LAN Inc. to answer or otherwise plead
5 until a date ten (10) days after this Court's ruling in *Intel Corp. v. Wi-LAN Inc. et al.*

6 So stipulated,
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28 STIPULATION AND [PROPOSED] ORDER TO EXTEND TIME TO RESPOND
TO AMENDED COMPLAINT
Case No. C 08-CV-05544 JW

- 2 -

1 Dated: February 18, 2009

MCKOOL SMITH PC

2 By: /s/

3 MCKOOL SMITH PC

4 Gayle Rosenstein Klein

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11 Attorneys for SPECIALLY

12 APPEARING DEFENDANT Wi-LAN

13 Inc.

14 Dated: February 19, 2009

FINNEGAN, HENDERSON,

15 FARABOW, GARRETT & DUNNER,

16 L.L.P.

17 By: /s/

18 Lily Lim

19 State Bar No. 214536

20 FINNEGAN, HENDERSON,

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Attorneys for plaintiffs Marvell

Semiconductor, Inc. and Marvell Asia

Pte., Ltd.

28 STIPULATION AND [PROPOSED] ORDER TO EXTEND TIME TO RESPOND
TO AMENDED COMPLAINT
Case No. C 08-CV-05544 JW

IT IS SO ORDERED AS MODIFIED:

The Court's Order on February 20, 2009 STAYED all deadlines in ALL related Cases. The Stipulation is found a MOOT.

Dated: February 20, 2009

By:


United States District Court Judge

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STIPULATION AND [PROPOSED] ORDER TO EXTEND TIME TO RESPOND
TO AMENDED COMPLAINT
Case No. C 08-CV-05544 JW

CERTIFICATE OF SERVICE

I hereby certify that on February 19, 2009, a true and correct copy of the foregoing STIPULATION AND [PROPOSED] ORDER TO EXTEND TIME TO RESPOND TO AMENDED COMPLAINT was filed electronically with the Clerk of the Court using CM/ECF System. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. Parties may access this filing through the Court's electronic filing system.

By: /s/ Michael G. McManus
Michael G. McManus

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